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<reintroduction-code display="yes">[~114H1030]</reintroduction-code>
<signature-line display="no">(Original Signature of Member)</signature-line>
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<congress>115th CONGRESS</congress> <session>1st Session</session>
<legis-num>H. R. __</legis-num>
<current-chamber>IN THE HOUSE OF REPRESENTATIVES</current-chamber>
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<action-desc><sponsor name-id="S000583">Mr. Smith of Texas</sponsor> introduced the
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<legis-type>A BILL</legis-type>
<official-title>To prohibit the Environmental Protection Agency from proposing,
finalizing, or disseminating regulations or assessments based upon science that is not
transparent or reproducible.</official-title>
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<section id="H36C4EAAAB60A48098E4FBE345A3A5D7C" section-type="section-
one"><enum>1.</enum><header>Short title</header><text display-inline="no-display-
inline">This Act may be cited as the <quote><short-title>Honest and Open New EPA
Science Treatment Act of 2017</short-title></quote> or the <quote>HONEST
Act</quote>.</text></section>
<section id="HBEE8CC58647C4ABE89A4B08A9EEEBAEA"><enum>2.</enum><header>Data
transparency</header><text display-inline="no-display-inline">Section 6(b) of the
Environmental Research, Development, and Demonstration Authorization Act of 1978 (42
U.S.C. 4363 note) is amended to read as follows:</text>
<quoted-block display-inline="no-display-inline" id="HD3FD4351CE9E43A78A2CA9DFAB18F410"
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<subsection id="HD5FE45951EAA460DA50023A810E15E2F"><enum>(b)</enum>
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<paragraph commented="no" display-inline="yes-display-inline" id="H624A820FA7934D699F8EC88E0BCF0394"><enum>(1)</enum><text>The Administrator shall not propose, finalize, or disseminate a covered action unless all scientific and technical information relied on to support such covered action isâ€"</text>

<subparagraph id="H772C7F30AE8D470DB2C6E78B38692D4D" indent="up1"><enum>(A)</enum><text>the best available science;</text></subparagraph>

<subparagraph id="HD84600BCC5F44F77A9C40398759FC7B3" indent="up1"><enum>(B)</enum><text>specifically identified; and</text></subparagraph>

<subparagraph id="H3A442DFAA78E4FC4B14F139211F18DF6" indent="up1"><enum>(C)</enum><text display-inline="yes-display-inline">publicly available online in a manner that is sufficient for independent analysis and substantial reproduction of research results, except that any personally identifiable information, trade secrets, or commercial or financial information obtained from a person and privileged or confidential, shall be redacted prior to public availability. </text></subparagraph></paragraph>

<paragraph id="HAA6DA6771ADA4B8A8CE59CE3797A5E67" indent="up1" commented="no"><enum>(2)</enum><text display-inline="yes-display-inline">The redacted information described in paragraph (1) (C) shall be disclosed to a person only after such person signs a written confidentiality agreement with the Administrator, subject to guidance to be developed by the Administrator.</text></paragraph>

<paragraph id="HC664BE106E284D04B2CAA34F7C731E2B" indent="up1"><enum>(3)</enum><text>Nothing in the subsection shall be construed asâ€"</text>

<subparagraph id="H98E31FF2FC854BCBA0590C3B48B89A57"><enum>(A)</enum><text display-inline="yes-display-inline">requiring the Administrator to disseminate scientific and technical information; </text></subparagraph>

<subparagraph id="HB198C5D8DF78489ABB2756DAC44D4FC5"><enum>(B)</enum><text>superseding any nondiscretionary statutory requirement; or</text></subparagraph>

<subparagraph id="H1FBC0C12A3E04F4DB1310B40549B3C80" commented="no"><enum>(C)</enum><text display-inline="yes-display-inline">requiring the Administrator to repeal, reissue, or modify a regulation in effect on the date of enactment of the <short-title>Honest and Open New EPA Science Treatment Act of 2017</short-title>. </text> </subparagraph></paragraph>

<paragraph id="HC770092823E94F7A9B8FA1C16E6C5CB0" indent="up1"><enum>(4)</enum><text>In this subsectionâ€"</text>

<subparagraph id="H5106F54522324CE5ABC3A6F8D755EB49"><enum>(A)</enum><text>the term <term>covered action</term> means a risk, exposure, or hazard assessment, criteria document, standard, limitation, regulation, regulatory impact analysis, or guidance; and</text></subparagraph>

<subparagraph id="H215934BD848244449BEDC0E8E85EF423"><enum>(B)</enum><text>the term <term>scientific and technical information</term> includesâ€"</text>

<clause id="H602624FFFA2C469999C80DDCFED1D512"><enum>(i)</enum><text>materials, data, and associated protocols necessary to understand, assess, and extend conclusions;</text></clause>

<clause id="H95B04EB15BB34235BDFEA3A7A9317E9C"><enum>(ii)</enum><text>computer codes and models involved in the creation and analysis of such information;</text></clause>

<clause id="H6FE9773FD9F54A25A5BD29E12DFE02ED"><enum>(iii)</enum><text>recorded factual materials; and</text></clause>

<clause id="HF922E3AA332B4222822946A47E62BB8A"><enum>(iv)</enum><text>detailed

descriptions of how to access and use such information.</text></clause></subparagraph></paragraph><paragraph id="H0B827704041B41848AC98CF5D14A834E" indent="up1"><enum>(5)</enum><text display-inline="yes-display-inline">The Administrator shall carry out this subsection in a manner that does not exceed \$1,000,000 per fiscal year, to be derived from amounts otherwise authorized to be appropriated.</text></paragraph> </subsection><after-quoted-block>.</after-quoted-block></quoted-block></section></legis-body></bill>